

## STATE OF MAINE

## SUPERIOR COURT

\_\_\_\_\_, ss.

Docket No. \_\_\_\_\_

## DISTRICT COURT

Location \_\_\_\_\_

Docket No. \_\_\_\_\_

\_\_\_\_\_  
Plaintiff

v.

\_\_\_\_\_  
DefendantJUDICIAL RECOMMENDATION  
FOR TRANSFER TO  
BUSINESS AND CONSUMER DOCKET

## PLEASE NOTE THE FOLLOWING:

- A. Information that does not fit on this form should be attached to a separate sheet, numbered to correspond to the inquiries on the form.
- B. This recommendation should be filed with the court in which the case is currently pending.

I recommend that the above-captioned case be transferred to the BCD, based on the following information:

1. Is at least one party a business entity? ☐ Yes ☐ No

2. List all plaintiffs and their counsel:

PLAINTIFF(S)	COUNSEL (NAME AND ADDRESS)	E-MAIL ADDRESS

3. List all defendants and their counsel:

DEFENDANT(S)	COUNSEL (NAME AND ADDRESS)	E-MAIL ADDRESS

4. List any other cases with which this case is or may need be consolidated or coordinated:

CASE CAPTION	DOCKET NUMBER	CURRENT COURT LOCATION

**5. What is the subject matter of the primary cause of action in this case:**

- |   |   |
|---|---|
| <input type="checkbox"/> Breach of Contract                       | <input type="checkbox"/> Breach of Warranty                     |
| <input type="checkbox"/> Breach of Fiduciary Duty                 | <input type="checkbox"/> Class Action                           |
| <input type="checkbox"/> 80B Appeal involving a business entity   | <input type="checkbox"/> 80C Appeal involving a business entity |
| <input type="checkbox"/> Internal governance of a business entity | <input type="checkbox"/> Securities transactions                |
| <input type="checkbox"/> Shareholder derivative action            | <input type="checkbox"/> Confidential or trade secret           |
| <input type="checkbox"/> Intellectual property                    | <input type="checkbox"/> Financial transactions                 |
| <input type="checkbox"/> U.C.C. transactions                      | <input type="checkbox"/> Unfair trade practices                 |
| <input type="checkbox"/> Antitrust or other trade regulations     | <input type="checkbox"/> Commercial real estate                 |
| <input type="checkbox"/> Other (describe): _____                  |   |

**6. What is the status of this case:**

	YES	NO	NOT YET DETERMINED
a. Has service of the complaint been completed on all parties? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
b. Are the pleadings closed? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
c. Is discovery completed? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Is class action status sought? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. Scheduled for trial? If so, when? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
f. Pretrial held? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
g. Case management conference held? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
h. Jury trial? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
i. Bench trial? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
j. ADR been attempted? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
k. Is file sealed (partial / entire)? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
l. Will post-judgment judicial supervision be needed? ...	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**7. What is the estimated length of trial (in days)?** \_\_\_\_\_

**8. Identify nature and number of any pending pretrial motions:** \_\_\_\_\_

**9. Identify any novel and/or complex legal issues in this case:** \_\_\_\_\_

**10. Why are you recommending this case for transfer to the BCD?** \_\_\_\_\_

**11. Do all of the parties appearing in the case agree to a transfer?**

YES	NO	UNKNOWN
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**JUSTICE OR JUDGE MAKING RECOMMENDATION**

SIGNED:

DATE

**ORDER (For BCD Court Use Only)**

**The above Recommendation having been considered, it is ORDERED as follows:**

- ☐ The case is ACCEPTED for transfer. The case file shall be transferred forthwith from the court in which the case is now pending to the BCD.
- ☐ The case is NOT ACCEPTED for transfer.

SIGNED (BCD Justice/Judge)

DATE